



0000002320

ORIGINAL

25FD

BEFORE THE ARIZONA CORPORATION COMMISSION

RECEIVED

COMMISSIONERS

2004 APR -6 A 9:24

MARC SPITZER, Chairman  
WILLIAM A. MUNDELL  
JEFF HATCH-MILLER  
MIKE GLEASON  
KRISTIN K. MAYES

AZ CORP COMMISSION  
DOCUMENT CONTROL

UTILITIES DIVISION STAFF,

DOCKET NO. T-03889A-02-0796  
T-04125A-02-0796

Complainant,

vs.

LIVEWIRENET OF ARIZONA, LLC; THE PHONE  
COMPANY MANAGEMENT GROUP, LLC; THE  
PHONE COMPANY OF ARIZONA JOINT  
VENTURE dba THE PHONE COMPANY OF  
ARIZONA; ON SYSTEMS TECHNOLOGY, LLC,  
and its principals, TIM WETHERALD, FRANK  
TRICAMO AND DAVID STAFFORD; THE  
PHONE COMPANY OF ARIZONA, LLP and its  
members,

Arizona Corporation Commission

**DOCKETED**

APR - 6 2004

DOCKETED BY

Respondents.

IN THE MATTER OF THE PHONE COMPANY  
OF ARIZONA JOINT VENTURE dba THE PHONE  
COMPANY OF ARIZONA'S APPLICATION FOR  
CERTIFICATE OF CONVENIENCE AND  
NECESSITY TO PROVIDE INTRASTATE  
TELECOMMUNICATIONS SERVICE AS A  
LOCAL AND LONG DISTANCE RESELLER AND  
ALTERNATIVE OPERATOR SERVICE.

DOCKET NO. T-04125A-02-0577

IN THE MATTER OF THE APPLICATION OF  
THE PHONE COMPANY MANAGEMENT  
GROUP, LLC, fka LIVEWIRENET OF ARIZONA,  
LLC TO DISCONTINUE LOCAL EXCHANGE  
SERVICE.

DOCKET NO. T-03889A-02-0578

IN THE MATTER OF THE APPLICATION OF  
THE PHONE COMPANY MANAGEMENT  
GROUP, LLC FOR CANCELLATION OF  
FACILITIES BASED AND RESOLD LOCAL  
EXCHANGE SERVICES.

DOCKET NO. T-03889A-03-0152

IN THE MATTER OF THE APPLICATION OF  
THE PHONE COMPANY MANAGEMENT  
GROUP, LLC dba THE PHONE COMPANY FOR  
THE CANCELLATION OF ITS CERTIFICATE OF  
CONVENIENCE AND NECESSITY.

DOCKET NO. T-03889A-03-0202

PROCEDURAL ORDER

1 **BY THE COMMISSION:**

2 At the conclusion of the hearing on February 24, 2004, all parties were directed to file closing  
3 briefs by April 2, 2004.

4 On April 2, 2004, Mr. Tim Wetherald, filed a Motion for Extension of Time to file his closing  
5 brief.

6 On April 4, 2004, a teleconference was held with the Administrative Law Judge, Staff and  
7 Mr. Wetherald regarding Mr. Wetherald's Motion. Staff objected to Mr. Wetherald's request. The  
8 Administrative Law Judge granted Mr. Wetherald's Motion and allowed Staff to respond to the brief.

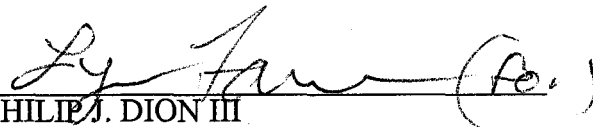
9 IT IS THEREFORE ORDERED that Mr. Wetherald shall file his closing brief no later than  
10 4:00 p.m. on April 8, 2004.

11 IT IS FURTHER ORDERED that Staff shall file a reply brief no later than 4:00 p.m. on April  
12 15, 2004.

13 IT IS FURTHER ORDERED that the Ex Parte Rule is still in effect.

14 IT IS FURTHER ORDERED that the Presiding Officer may rescind, alter, amend or waive  
15 any portion of this Procedural Order by subsequent Procedural Order or by ruling at hearing.

16 Dated this 6 date of April, 2004.

17  
18   
19 PHILIP J. DION III  
20 ADMINISTRATIVE LAW JUDGE

21 Copies of the foregoing mailed/delivered  
22 this 6 day of April, 2004 to:

23 Timothy Berg  
24 FENNEMORE CRAIG  
25 3003 N. Central Avenue, Ste. 2600  
26 Phoenix, AZ 85012

27 Jeffrey W. Crockett  
28 SNELL & WILMER, L.L.P.  
One Arizona Center  
400 E. Van Buren  
Phoenix, AZ 85004

1 Mark Brown  
2 Qwest Corporation  
3 3033 N. 3<sup>rd</sup> Street, Ste. 1009  
4 Phoenix, AZ 85012

5 David Stafford Johnson  
6 740 Gilpin Street  
7 Denver, CO 80218

8 Timothy Alan Wetherald  
9 3025 South Parker Road, Ste. 1000  
10 Aurora, CO 80014  
11 USURF American, Inc.  
12 6005 Delmonico Drive, Ste. 140  
13 Colorado Springs, CO 80919

14 Frank Tricamo  
15 6888 South Yukon Court  
16 Littleton, CO 80128

17 Christopher Kempley, Chief Counsel  
18 Legal Division  
19 ARIZONA CORPORATION COMMISSION  
20 1200 West Washington Street  
21 Phoenix, AZ 85007

22 Ernest Johnson, Director  
23 Utilities Division  
24 ARIZONA CORPORATION COMMISSION  
25 1200 West Washington Street  
26 Phoenix, AZ 85007

27 By: 

28 Molly Johnson  
Secretary to Philip J. Dion III